

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TELECOMMUNICATIONS INTERCONNECTION) ADMINISTRATIVE
AGREEMENTS PURSUANT TO THE) CASE NO. 358
TELECOMMUNICATIONS ACT OF 1996)

O R D E R

On September 26, 1996, the Commission ordered all existing interconnection agreements between local exchange companies authorized to serve in Kentucky and other carriers, including other local exchange carriers, alternate local exchange carriers, and alternate access providers, to be submitted to the Commission for review no later than June 30, 1997. The Commission noted that it would review each agreement to ensure that it is in the public interest and that it does not discriminate against any carrier not party to the agreement. Further, the Commission stated that it may order specific agreements to be filed prior to June 30, 1997, if they are relevant to a negotiation, mediation or arbitration case.

On October 21, 1996, American Communications Services of Louisville, Inc. and American Communications Services of Lexington, Inc. (collectively "ACSI") moved for rehearing of the requirement that interconnection agreements be submitted to the Commission no later than June 30, 1997. ACSI has moved that the Commission require these agreements to be submitted within five days of the Commission's response to this motion. Section 251 of the Telecommunications Act of 1996 imposes the duty upon incumbent local exchange carriers to provide interconnection on rates, terms, and conditions that are just, reasonable and nondiscriminatory. ACSI asserts that the only

way to know if a local exchange carrier is complying with this mandate is to require the filing of the agreements.


ACSI's motion should be denied. Any specific agreements that ACSI believes would be relevant to a negotiation, mediation or arbitration case to which it is a party may be requested in the context of the specific mediation or arbitration proceeding or by separate petition for a matter in negotiation. The Commission will consider the merits of the particular request when made. ACSI has presented no new evidence to the Commission which could not with reasonable diligence have been presented in the original proceeding and, thus, rehearing pursuant to KRS 278.400 should be denied.

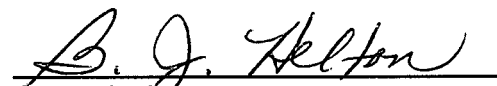
Having considered ACSI's Motion for Rehearing and having been otherwise sufficiently advised, IT IS THEREFORE ORDERED that the request is hereby denied.

Done at Frankfort, Kentucky, this 7th day of November, 1996.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director